



Docket No. 4380 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re Application of

Russell G. Higuchi

Serial No.: 08/968,208

Filed: November 12, 1997

For: Instrument for Monitoring Nucleic Acid Amplification

Group Art Unit: 1743

Examiner: Jeffrey R. Snay

**For hand-delivery to Examiner
Snay or the Group receptionist on
or after December 29, 2003**

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Further to the Request for Continued Examination, Preliminary Amendment, Declaration under 37 CFR 1.131, and Information Disclosure Statement submitted on or about October 24, 2003, Applicant submits herewith information (listed on the attached Form PTO-1449) which may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56. This Information Disclosure Statement, as far as is known to the undersigned, is filed before the mailing date of a first Office action after the filing of a request for continued examination under §1.114.

While the information and references may be "material" pursuant to 37 CFR §1.56, this is not intended to constitute an admission that any of them is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR §1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR §1.56(a) exists. It is submitted that the Information Disclosure Statement is in

compliance with 37 CFR §1.98 and MPEP §609 and the Examiner is respectfully requested to consider the listed references.

Respectfully submitted,

Date: Dec. 22, 2003

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